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RESOLUTION NO. 2118

JOINT RESOLUTION ESTABLISHING
THE SAN JOAQUIN AREA PLANNING COMMISSION

"ARTICLES OF ORGANIZATION"

It has been found necessary, in order to promote the physical and cultural growth of San Joaquin County, to influence a sound industrial, commercial and agricultural economy, as well as to promote a desirable home and recreational environment, to form the San Joaquin Area Planning Commission.

I. General Provisions

1. An area planning commission is hereby established under Section 65090 to 65094 inclusive, of the Government Code, State of California.

2. The Commission shall be known as the SAN JOAQUIN AREA PLANNING COMMISSION. Hereinafter it will be referred to as the Commission.

3. The area embraced is contiguous and is encompassed by the exterior boundaries of San Joaquin County.

4. The duties and scope of the Commission shall be limited by Sections 65460 to 65474 inclusive, of the Government Code, State of California.

5. The governing body of the Commission is the Board appointed as hereinafter provided.

6. The Commission shall come into being by, and date from, the passage of this resolution by the Board of Supervisors of San Joaquin County after each City Council of Stockton, Lodi, Tracy, Manteca, Ripon and Escalon has passed this joint resolution, and the Chairman of said Board and the Mayor or Vice-Mayor of each of said cities have signed the "Operating Contract for the San Joaquin Area Planning Commission," a copy of which is attached,

marked "Exhibit A", which provides the plan for the organization, operation and financing mutually agreed upon by the co-operating cities and County.

II. Representation

1. Each city resolving the creation of the Commission is entitled to be represented on the Commission by one member of its city planning commission, except that the City of Stockton is entitled to be represented by two members of its City Planning Commission, and the County of San Joaquin by two members of its County Planning Commission, each of whom shall be appointed by the Chief Executive of that city or county. All appointments must be made with the approval of the legislative body of the city or county affected.

2. Each Commissioner shall serve for four (4) years or until removed, or until his successor is appointed or until he ceases to be a member of the Commission from which he is appointed, and shall have one vote. A majority of votes cast is required for the adoption of any motion or resolution or the authorization of any contract or financial expenditure or commitment by the Commission. A resolution shall fail in case of a tie vote.

III. Powers

1. The Commission may accept and expend money received from local, state and federal governmental agencies and private sources, to engage in area planning.

2. The Commission may employ a qualified planning staff.

3. All functions of the Commission shall be purely advisory to the Cities and County, and to their Planning Commissions concerned.

IV. Financing

1. The method of raising the necessary finances to meet the cost of operating the said area planning commission, shall be by contribution as agreed upon by the cities and county on the basis

of the following percentages of the total necessary contributions.

San Joaquin	55%
Stockton	25%
Lodi	8%
Tracy	5%
Manteca	4%
Ripon	2%
Escalon	1%

All contributions shall be paid to San Joaquin County.

2. The yearly budget of the Commission shall be prepared by the Commission for adoption by each city and county.

3. The Commission is empowered to receive gifts and grants, including all State and Federal funds available for the purpose for which the Commission exists, and to contract with the State of California, the United States, and other agencies with respect thereto. The Commission shall be prepared, within the limitations of its budget, to provide matching funds, wherever grants, gifts or bequests are obtainable on that basis.

4. The Commission may adopt By-laws subordinate hereto for its appropriate self-government.

5. San Joaquin County shall act as controller and Auditor of all funds under the jurisdiction of the Commission.

V. By passing this resolution each of said co-operating Cities and County adopt said "Operating Contract for the San Joaquin Area Planning Commission" and authorize its chief officer to sign the same.

VI. Amendments

1. Amendments of these Articles of Organization may be made by legislative resolution of three-fourths of the member Cities and County.

ATTEST:

City Clerk

CITY OF STOCKTON

By _____
Mayor

ATTEST:

City Clerk

CITY OF LODI

By _____
Mayor

ATTEST:

City Clerk

CITY OF TRACY

By _____
Mayor

ATTEST:

City Clerk

CITY OF MANTECA

By _____
Mayor

ATTEST:

City Clerk

CITY OF RIPON

By _____
Mayor

ATTEST:

City Clerk

CITY OF ESCALON

By _____
Mayor

ATTEST:

R. E. Graham
County Clerk

COUNTY OF SAN JOAQUIN

By _____

By _____
Chairman of the Board of
Supervisors

EXHIBIT "A"

OPERATING CONTRACT

FOR THE

SAN JOAQUIN AREA PLANNING COMMISSION

THIS CONTRACT, made and entered into between the County of San Joaquin, a political subdivision of the State of California, the Cities of Stockton, Lodi, Tracy, Manteca, Ripon and Escalon each within the County of San Joaquin, State of California.

WITNESSETH:

THAT WHEREAS, pursuant to the provisions of Section 65090 and following of the Government Code of the State of California, the parties hereto have heretofore by joint resolution established and created an Area Planning Commission designated as the San Joaquin Area Planning Commission; and

WHEREAS, the parties hereto are desirous of entering into a contract providing for the operation of said area planning commission, including the employment of personnel, consultants and specialists by contract and a plan for organization and financing said commission in accordance with Section 65094 of the Government Code;

NOW, THEREFORE, to that end the parties hereto have and by these presents do agree as follows:

1. Territory Embraced. The area subject to the operations of the San Joaquin Area Planning Commission shall be the entire area encompassed by the exterior boundaries of said county.

2. Scope and Purpose of Activities. The Area Planning Commission shall act primarily as a co-ordinating agency for the six political jurisdictions party to this agreement, and shall collect, coordinate and analyze land use data, traffic counts and origin and destination data; prepare maps, diagrams, charts, etc., demonstrating its findings. It shall study the quantity and quality of resi-

dential housing, commercial, industrial, recreational and other land use elements now required, and which will in the future be required within the area under study, and the proper location thereof and the relationship with respect to the agricultural, recreational and other land and water uses and other plans and studies authorized under Government Code, Section 65060 et. sequia. The Commission shall also make a study looking toward the standardization of ordinances relating to land uses within the area, particularly zoning and subdivision ordinances. The Commission shall do all things necessary for the formulation of a master plan for the area.

3. Financial Support. The parties hereto agree that they will provide for the financial support of the activities of said Commission. The County of San Joaquin will contribute 55%, the City of Stockton will contribute 25%, the City of Lodi 8%, the City of Tracy 5%, the City of Manteca 4%, the City of Ripon 2% and the City of Escalon 1%. When a budget is adopted and approved by all cities and the County, the County of San Joaquin will budget and make available the entire sum. The County will from time to time during the fiscal year, as funds are expended for the purpose of said Commission, bill the City of Stockton, the City of Lodi, the City of Tracy, the City of Manteca, the City of Ripon and the City of Escalon for their proportionate percentages of expenditures. The Cities of Stockton, Lodi, Tracy, Manteca, Ripon and Escalon agree that within thirty days after the receipt of such billing they will make remittance to the county. The budget proposed by the Commission and adopted or approved by the Board of Supervisors and percentage of contribution of funds therefore for any fiscal year will be as is mutually agreed upon between the parties hereto.

4. Personnel. It is agreed that the Commission may from time to time employ professional assistants or expert consultants on a contract basis at a salary or fee agreed upon by the Commission and the contractors. All other full time personnel exclusively serving

said Commission shall be employed by the County of San Joaquin within the planning department of said county. Such employees shall be subject to the Civil Service provisions of the County of San Joaquin and shall be employed as nearly as possible upon a salary range applicable to other county employees doing the same or similar work. Such employees shall have all of the benefits of and be subject to the provisions of the Employee Retirement Association and Salary Ordinance of the County of San Joaquin. With the approval of the Area Planning Commission, the Planning Departments of the respective parties hereto may from time to time assign regular personnel of said departments to perform services for the Area Planning Commission upon a part time or temporary basis, and the salary of such employees during the time they are so serving shall be chargeable against the funds of the Area Planning Commission.

5, Facilities. The County of San Joaquin agrees that it will make space and the necessary furniture, fixtures, utilities, stationery supplies and compensation and liability insurance available to the Area Planning Commission and its staff and may make a reasonable charge therefore which upon the approval of the Area Planning Commission, shall be a charge against the funds of said commission.

6. Duration of Contract. The terms of this contract shall be from year to year until terminated as in this paragraph specified. This contract may be terminated at any time by the mutual agreement of the parties hereto or upon June 30th of any year hereafter by any party hereto giving notice to the other parties in writing on or before the first day of June of such year of its intention to so terminate said agreement.

7. Area Planning Commissioners, for attendance upon called regular or special meetings of the Commission shall receive \$25.00 per diem not to exceed one meeting per month, and actual expense of mileage traveled in attending any meeting at which there is a

quorum present. No compensation shall be paid for attendance upon committee meetings of less than the full board.

8. Representation on the San Joaquin Area Planning Commission by the seven parties to this agreement shall be by Commissioners appointed as indicated in the joint resolution of even date.

IN WITNESS WHEREOF THE PARTIES hereto have executed this agreement effective after all cities that are parties hereto and said San Joaquin County, have by resolution of their respective governing bodies, authorized the execution thereof.

COUNTY OF SAN JOAQUIN

By _____
Chairman of Board of Supervisors

CITY OF STOCKTON

By _____

CITY OF LODI

By _____

CITY OF ESCALON

By _____

CITY OF TRACY

By _____

CITY OF MANTECA

By _____

CITY OF RIPON

By _____

I hereby certify that the foregoing Resolution
No. 2118 was duly and regularly adopted by a unanimous
vote of the City Council of the City of Lodi at the
regularly held meeting of the City Council on Wednesday,
April 16, 1958.

Beatrice J. Ambaldi
City Clerk

April 16, 1958